

Robert B. Wilson

Chapter 13 Trustee

6308 Iola Avenue, Suite 100 Lubbock, TX 79424

(806) 748-1980 Phone (806) 748-1956 Fax

IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION

KAY DION ALLEN

CASE NO. 14-70160-HDH-13

AKA1:

AKA2:

DBA1:

DBA2:

SS#1: xxx-xx- 6151

SS#2:

**REPORT OF 341 MEETING**

**I. 341 MEETING REPORT:**

A. Orig. Date: 6/26/2014 Orig. Time: 11:00 AM Reset Date: Reset Time:  
B. Meeting Results: Adjourned  
C. Debtor(s): Debtor 1 Appeared  
D. Attorney for Debtor(s): Appeared  
E. Creditor Appearance: None

F. Amount Paid to the Trustee as of 6/26/2014 \$480.00 First Payment Due Date: 6/26/2014

G. File Trustee's Motion to Dismiss because

H. B22C Information: B22C Form is: Incomplete  
Budgeted Income: \$3,157.16 Expense: \$2,677.16 Surplus: \$480.00  
Plan Payment: \$480.00 Monthly Plan Term(Months): 60

I. Value of Non-Exempt Property: \$0.00 Proposed Amount to Unsecured Creditors: \$0.00

Objection to Exemption of:

Repeat Filing (If case dismissed, it should be with prejudice) Previous Case Numbers: 13-70150-13  
97-14236-7-okw

Object to Invoke Stay Pleading

Case Converted from Chapter 7, Bar Date Set: 9/24/2014 Date Converted from Chapter 7:

J. Required Information: WW Directive

K. Business Information:

L. Object to Confirmation: Yes

22c fails to include accurate income figures  
Failure to include all disposable income

M. Financial Management Class: Debtor 1 Appeared

N. Eligibility:

Certificate of Credit Counseling Filed: Debtor 1 Only

Credit Counseling Provider Approved: Yes

Debt Limits Exceeded (Secured-\$1,081,400; Unsecured-\$360,475): No

O. Domestic Support Obligation: \$0.00 Current: Arrears: \$0.00

Affidavit and Disclosure of Domestic Support Obligations Received: Yes

P. Remarks: MTD

-Wage Directive

Not employed

Questions

-22c fails to include accurate income figures

-Need Ms' Nov & Dec income recs, but 1/3-4/25/14 YTD proves 5615 or \$935/mo

She was employed Nov & Dec

-Retirement draws of \$5009 12/17/13 & \$9000 3/24-3/25/14 prove \$2,335/mo

-Sch I fails to include all income sources

-Ms plan to take retirement draws in the next 5 years?

No plans to take draws.

-Failure to include all disposable income

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Dated: 6/26/2014

/s/ Robert B. Wilson

Standing Bankruptcy Trustee

By: Brent Hagan

Case Number:	14-70160
Debtor:	Allen
Attorney:	White
Presiding Officer:	Brent Hagan
Calculation Date:	6/26/2014 8:34

Domestic Support <b>Input name from Plan</b>	Arrears Enter amount from Plan	Int. Rate Enter from Plan	Term Per Plan	Calculated Monthly Payment	Total Pmt. Per Term of Plan
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00

Secured Creditor/Collateral <b>Input name from Plan</b>	Value/Claim Amount Enter amount from Plan	Int. Rate Enter from Plan	Term Per Plan	Calculated Monthly Payment	Total Pmt. Per Term of Plan
Postel	\$6,292.18	5.50%	58	\$123.79	\$7,179.85
Montague Co - \$2.05 not provided for 2014 tax	\$0.00	0.00%	1	\$0.00	\$0.00
Jack Co - \$76.24 not provided for 2014 tax	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00

Priority Creditor <b>Input name from Plan</b>	Value/Claim Amount Enter amount from Plan		Term Per Plan	Calculated Monthly Payment	Total Pmt. Per Term of Plan
IRS -- filed 12,702	\$15,112.00		60	\$251.87	\$15,112.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00

Attorney Fees <b>Paid Through the Plan</b>	\$3,146.00				\$3,146.00
Noticing Fees	\$75.24				\$75.24
Clerk Filing Fees	\$0.00				\$0.00

Hardacre Minimum	\$0.00	<-----			
Chapter 7 Minimum (Gross)	\$9,285.00				
Less Trustee Fees	\$928.50				
Less Attorney Fees	\$3,146.00				
Less Noticing Fees	\$75.24				
Less Clerk Filing Fees	\$0.00				
Less Scheduled Priority Claims	\$15,112.00				
Less Other (Explain Below)	\$0.00				
Chapter 7 Minimum (Net)	\$0.00	<-----			

Greater Of -----&gt;

Total Scheduled General Unsecured Claims (Limits Greater of Hardacre or Chapter 7 Minimum)	\$26,844.80
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Calculated Base (Admin, Secured, Priority, DSO, Lower of Minimum or Sched U/S & Trustee Fee)	\$28,339.52
Debtor Plan Base (Monthly Payment X Term)	\$28,800.00
Surplus (Debtor Plan Base - Calculated Base)	\$460.48

Comments: